

IN THE SIXTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

IN RE:

2001 DEC 21 AM 7:35

BRIDGESTONE/FIRESTONE
FORD MOTOR CO. TIRE CASES

Judge Thomas W. Brothers

THIS DOCUMENT APPLIES TO
ALL ACTIONS.

ORDER

This cause came on to be heard before this Honorable Court on December 6, 2001, on the Motion of Bridgestone Corporation to Revise Order or, In Alternative, Motion for Permission to Appeal. The Court has previously denied Defendant Bridgestone Corporation's Motion to Dismiss for Lack of Personal Jurisdiction. Upon review of the Motion, the briefs, evidence, oral argument of counsel and the entire record the Court is of the opinion and holds as follows:

1. Plaintiffs have submitted sufficient evidence, when viewed in the light most favorable to Plaintiffs, to establish a *prima facie* showing in support of their allegation that Bridgestone Corporation has sufficient minimum contacts with the State of Tennessee such that this Court may exercise personal jurisdiction.
2. Plaintiffs have submitted sufficient evidence, when viewed in the light most favorable to Plaintiffs, to establish a *prima facie* showing in support of their allegation that Bridgestone Corporation exercised control over its subsidiary such that the Court may exercise jurisdiction pursuant to an agency theory.
3. Plaintiffs have submitted sufficient evidence, when viewed in the light most favorable to Plaintiffs, to establish a *prima facie* showing in support of their allegation of a conspiracy between Bridgestone Corporation and its wholly-owned subsidiary, and a *prima facie* showing in support of their allegation of the commission of overt acts by its wholly-owned subsidiary within this

State, such that the Court may exercise jurisdiction over Bridgestone Corporation pursuant to Chenault v. Walker, 36 S.W.3d 45 (Tenn. 2001) and Anderson v. Roberson, 2001 WL 1381359 (Tenn. Ct. App., November 6, 2001).

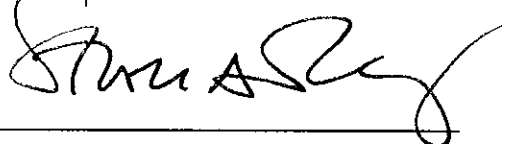
4. The foregoing determinations are preliminary and are not made for any purpose other than for a determination of whether this Court may exercise personal jurisdiction over Bridgestone Corporation.
5. The Court finds that this is not an appropriate issue for an interlocutory appeal under Rule 9 of the Tennessee Rules of Appellate Procedure.
6. For these reasons, the Court is of the opinion that the Motion to Revise, or In Alternative, for Permission to Appeal should be denied.

IT IS THEREFORE ORDERED ADJUDGED AND DECREED BY THE COURT:

1. The Motion to Revise the Court's previous ruling with regard to personal jurisdiction be, and the same is hereby denied.
2. Bridgestone Corporation's request for Permission to Appeal is denied.


JUDGE THOMAS W. BROTHERS

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CERTIFICATE OF SERVICE

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this 11th day of December, 2001.

